IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.:

DC-0301

Inventors:

Joyce A. DeLeo

Serial No.:

Not Yet Assigned

Filing Date:

Herewith

Examiner:

Not Yet Assigned

Group Art Unit:

Not Yet Assigned

Title:

Method of Preventing or Treating Pain

"Express Mail" Label No. EV583918429US Date of Deposit January 14, 2005

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents Post Office Box 1450, BOX PCT, Alexandria, VA 22313-1450

By <u>MainConJecto</u> Typed Name: Jane Massey Licata, Reg. No. 32,257

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

- (XX) In accordance with §1.97(b), since this Information
 Disclosure Statement is being filed either within three
 months of the filing date of the above-identified
 application, within three months of the date of entry into
 the national stage of the above identified application as
 set forth in §1.491, or before the mailing date of a first
 Office Action on the merits of the above-identified
 application, no additional fee is required.
- () In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:
 - () Certification in Accordance with §1.97(e) is attached hereto; or
 - () Authorization to charge Deposit Account No. 50-1619 the fee of \$180.00 as set forth in \$1.17(p) is provided.
- () In accordance with §1.97(d), this Information Disclosure
 Statement is being filed after the mailing date of either a
 Final Action under §1.113 or a Notice of Allowance under
 §1.311 but before the payment of the Issue Fee, therefore
 included are: Certification in Accordance with §1.97(e);
 Petition Requesting Consideration of the Information
 Disclosure Statement; and the fee of \$130.00 as set forth in
 §1.17(I)(1).
- (XX) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.

() In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. ______, filed ________, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

- () The relevance of the listed references in a foreign language is as stated in the specification at pages @@.
- (XX) All listed references are in the English language.

Respectfully submitted,

Jan Osteer

Jane Massey Licata Registration No. 32,257

Date: January 14 , 2005

Licata & Tyrrell P.C. 66 E. Main Street Marlton, New Jersey 08053

(856) 810-1515

DT15 Rec'd PCT/PTO 1 4 JAN 2005

Sheet **01** of **02** Seriany 5211 Not Yet Assigned Docket No. Form PTO-1449 Modified DC-0301 List of Patents and Publications Cited by Applicant Applicant (Use several sheets if necessary) Joyce A. DeLeo U.S. Department of Commerce Filing Date Group Herewith Not Yet Assigned U. S. PATENT DOCUMENTS Examiner Document Date Name Class Subclass Initial No. 6,312,689 11-6-01 LaRosa et al. 424 130.1 AΑ FOREIGN PATENT DOCUMENTS Translation Examiner Document No. Date Country YES NO Initial DATE CONSIDERED EXAMINER

DT15 Rec'd PCT/PTO 1 4 JAN 2005

Sheet 02 of 02

Form PTO-1449 Modified			Docket No. DC-0301		Serial K Not Yet	0/521167 Assigned
List of Patents and Publications Cited by Applicant			Applicant Joyce A. DeLeo			
(Use several sheets if necessary)			Filing Date Group			
U.S. Department of Commerce			Herewith			Assigned
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